

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 149**

**Representatives Patmon, Conditt**

**Cosponsors: Representatives Antani, Becker, Brinkman, Dean, Ginter, Goodman, Hambley, Henne, Hill, Hood, Huffman, Keller, Koehler, LaTourette, McColley, Riedel, Roegner, Romanchuk, Slaby, Smith, R., Thompson, Faber, Sprague**

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**A BILL**

To amend sections 2108.18 and 2919.14 of the 1  
Revised Code to expand the crime of abortion 2  
trafficking and to increase the penalty. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 2108.18 and 2919.14 of the 4  
Revised Code be amended to read as follows: 5

**Sec. 2108.18.** (A) Except as otherwise provided in division 6  
(B) of this section, no person shall, for valuable 7  
consideration, knowingly purchase or sell a part for 8  
transplantation or therapy if removal of a part from an 9  
individual is intended to occur after the individual's death. 10

(B) A person may charge a reasonable amount for the 11  
removal, processing, preservation, quality control, storage, 12  
transportation, implantation, or disposal of a part, except as 13  
provided in section 2919.14 of the Revised Code. 14

**Sec. 2919.14.** (A) As used in this section: 15

(1) "Abortionist" means a person who performs or induces 16

an abortion. 17

(2) "Ambulatory surgical facility" has the same meaning as 18  
in section 3702.30 of the Revised Code. 19

(3) "Person associated with the abortionist" means either 20  
of the following: 21

(a) An individual who assists the abortionist in 22  
performing the abortion, regardless of whether the individual is 23  
employed by the abortionist; 24

(b) A private physician practice, professional 25  
corporation, or ambulatory surgical facility to which either of 26  
the following apply: 27

(i) The practice, corporation, or facility is owned or 28  
operated by the abortionist and the abortion is performed there. 29

(ii) The practice, corporation, or facility employs or 30  
contracts with the abortionist to perform the abortion. 31

(4) "Physician" has the same meaning as in section 32  
2305.113 of the Revised Code. 33

(5) "Product of human conception" includes organs, 34  
tissues, and cells. 35

(B) (1) No person shall experiment upon or sell the product 36  
of human conception ~~which~~ that is aborted. Experiment does not 37  
include autopsies pursuant to sections 313.13 and 2108.50 of the 38  
Revised Code. 39

(2) No abortionist or person associated with the 40  
abortionist shall financially benefit from or receive any type 41  
of compensation for either of the following: 42

(a) Allowing a person who was not involved in the 43

performance of the abortion to have access to the product of 44  
human conception that is aborted for the purpose of the person 45  
taking possession and control of that product of human 46  
conception; 47

(b) Transferring possession and control of the product of 48  
human conception that is aborted to a person who was not 49  
involved in the performance of the abortion. 50

~~(B)~~ (C) Whoever knowingly violates this section is guilty 51  
of abortion trafficking, a misdemeanor-felony of the first-third 52  
degree. 53

**Section 2.** That existing sections 2108.18 and 2919.14 of 54  
the Revised Code are hereby repealed. 55